Director's Office PO Box 110017 Juneau, Alaska 99811-0017 907.465.4611 907.465.3203 FAX elections@gov.state.ak.us



Regional Offices Anchorage 907.522.8683 Fairbanks 907.451.2835 Juneau 907.465.3021 Nome 907.443.5285

STATE OF ALASKA Division of Elections Office of the Lieutenant Governor

July 31, 2007

Ms. Roberta Hunter PO Box 143 Angoon, AK 99820

Dear Ms. Hunter:

This is to notify you that the application for the recall of Shelly Wilson of the Chatham Regional Educational Attendance Area School Board has been certified in accordance with AS 29.26.260. Enclosed with the correspondence is the legal opinion from the Department of Law that was used in making my determination.

Below you will find information on the recall process:

- 1. The Division of Elections will prepare recall petition booklets and mail them to you in accordance with AS 29.29.26.270. The Division anticipates this being done no later than Tuesday, August 7, 2007. Election Coordinator Lauri Wilson will contact you as soon as the petition booklets are prepared.
 - Ordinarily, the language presented on the application is the language used in the petition booklets. However, I agree with the Department of Law's counsel that one portion of the grounds for recall stated in the application should be deleted. I am striking the language alleging that Ms. Wilson violated school policy by requesting the head teacher change her daughter's school assignments without consulting the classroom teacher as this ground for recall is legally insufficient.
 - The statement of the grounds for recall as it will be printed in the petition booklets is included with this correspondence.
- 2. You must notify us of any additional people who will be "sponsors" of the petition and who will be circulating the petitions. These sponsors must sign and date a sworn statement on the petition booklets that they personally circulated the petition, that all signatures were affixed in the presence of the sponsor, and that the sponsor believes the signatures to be those of the persons whose names they purport to be. That statement will be on each petition booklet that is sent to you.
- 3. The number of signatures to be gathered for the petition must equal 25 percent of the number of votes cast for that office at the last regular election, which is a

Ms. Roberta Hunter July 31, 2007 Page 2

minimum of 67 signatures. It is recommended, however, that you obtain more signatures than is minimally necessary as some signatures may not be verifiable.

- 4. Signatures must be collected within 60 days from the date that the Division issues the petition booklets. Signatures must be in ink or indelible pencil. Illegible signatures without a printed name and signatures without a legible residence address will not be verified.
- 5. The copies of the recall petitions must be assembled and filed together in one filing. Within 10 days of filing the petition, the Division of Elections will review the signatures and will certify or reject the recall petition.
- 6. If the petition is certified, an election will be held within 75 days. The ballot will give the grounds for recall, a statement by the official being recalled, and the question "Shall (name of person) be recalled from the office of (office)? Yes or No.

By copy of this letter, I am advising Ms. Wilson and Vance Cortez-Rucker, Superintendent of the Chatham School District of this action. Again, the Division of Elections will contact you when the petition booklets are completed.

If you have any questions, please feel free to contact me.

Sincerely,

Whitney Brewster
Whitney Brewster

Director

Enclosures: Department of Law opinion

Grounds for recall petition language

Alaska recall statutes

Petition application with grounds to each board member being recalled

cc: Shelly Wilson

Vance Cortez-Rucker, Chatham School District

Lieutenant Governor Sean Parnell
Mike Parnell Department of Law

Mike Barnhill, Department of Law

Lauri Wilson, Division of Elections